

1 THOMAS J. SPEISS, III (SBN 200949)
(TSpeiss@SYCR.com)
2 STRADLING YOCCA CARLSON & RAUTH, P.C.
100 Wilshire Blvd., 4th Floor
3 Santa Monica, California 90401
Telephone: (424) 214-7042
4 Facsimile: (424) 214-7010

5 Attorneys for Plaintiff *Sillage, LLC*

6 THOMAS M. O'LEARY (SBN 126146)
thomas.oleary@leclairryan.com
7 LECLAIRRYAN, LLP
725 S. Figueroa Street, Suite 350
8 Los Angeles, CA 90017
Telephone: (213) 337-3245
9 Facsimile: (213) 624-3755

10 Attorneys for Defendant,
11 PERFUME EMPORIUM, INC.

12 UNITED STATES DISTRICT COURT
13 CENTRAL DISTRICT OF CALIFORNIA

14 SILLAGE, LLC, a California Limited
15 Liability Company,

16 Plaintiff,

17 vs.

18 HISTOIRES DE PARFUMS LLC d/b/a
ALICE & PETER, a Delaware Limited
19 Liability Company; SCENT-SATION LA, a
California Limited Liability Company; and
20 P.E., INC. d/b/a PERFUME EMPORIUM, a
California corporation,

21 Defendants.
22

Case No. SACV 14-00172-CAS
(RNBx)

**~~[PROPOSED]~~ STIPULATED
PERMANENT INJUNCTION
AND ORDER OF DISMISSAL**

1 Pursuant to the stipulation between Plaintiff Sillage LLC (“Sillage”) and
2 Defendant P.E., Inc. d/b/a Perfume Emporium (“Perfume Emporium”; Sillage and
3 Perfume Emporium shall be collectively referred to as the “Parties”), the Court
4 ORDERS as follows:

5 1. The Court has jurisdiction over the Parties and the subject matter at
6 issue in this action.

7 2. Sillage brought claims for patent infringement under 35 U.S.C. § 271,
8 trademark infringement under 15 U.S.C. § 1114, trade dress infringement under
9 15 U.S.C. § 1125(a), and unfair competition under Cal. Bus. & Prof. Code §
10 17200, alleging that Perfume Emporium’s marketing and sale of certain Alice &
11 Peter fragrance products caused Sillage harm.

12 3. Entry of a permanent injunction will achieve the purposes of the
13 statutes giving rise to Sillage’s claims, and will resolve the Parties’ dispute.

14 4. **Permanent Injunction.** Pursuant to Federal Rule of Civil Procedure
15 65(d), Perfume Emporium, along with its directors, principals, officers, agents,
16 servants, employees, representatives, successors and assigns, and all those persons
17 or entities acting in concert or participation with them, shall be and hereby are
18 **PERMANENTLY ENJOINED** and restrained from making, using, offering to
19 sell, selling, importing, marketing, or promoting the accused Alice & Peter
20 fragrance products, which incorporate the issued patents and which are named as
21 the *Fancy Choco*, *Showy Toffee*, *Cheery Cherry*, *Wicked Berry* and *Bloody Orange*
22 fragrance products.

23 6. Sillage and Perfume Emporium waive any right to appeal the entry of
24 this Stipulated Permanent Injunction.

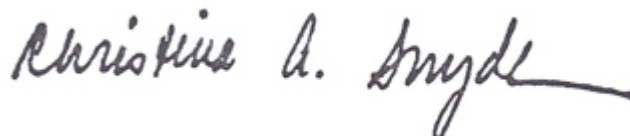
25 7. Pursuant to Federal Rule of Civil Procedure 41(a)(2), Sillage’s claims
26 against Perfume Emporium are hereby dismissed with prejudice and without costs

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1 to either party. The Court shall retain jurisdiction to enforce this Stipulated
2 Permanent Injunction and Order of Dismissal.

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4 **IT IS SO ORDERED.**

5 DATED: September 29, 2014

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7 By: UNITED STATES DISTRICT JUDGE